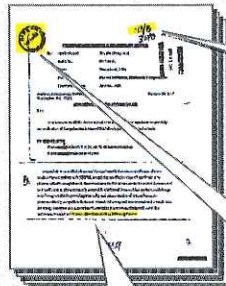


EXHIBIT A

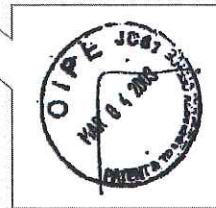
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12/B



7.5 hours after administration following dinner.

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05/21/2003

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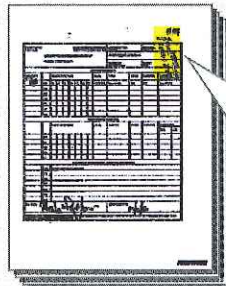
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Claims 1, 4-5, 9-27, and 29-30 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cheng et al (WO 99/47125; hereafter '125).

Accordingly, it would have been obvious to one skilled in the art at the time of the invention to manipulate the release profile of '125

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Sheet 1 of 1

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U.S. DISTRICT COURT	N. DISTRICT OF CALIF.
SAN FRANCISCO	
DEC 27 2011	
FILING DATE IF APPROPRIATE	

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21. Interview Summary	11/30/04
22. Interview Summary	11/30/04
23. Interview Summary	11/30/04

Applicant Initiated Interview Request Form

Tentative Participants:

(1) Clifford M. Davidson

(3) Thurman Page

Proposed Date of Interview: 11/20/2003

(1) Clifford Davidson

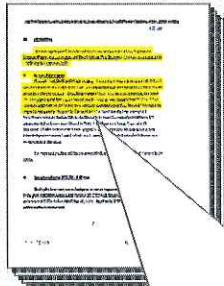
(3) Thurman K. Page

Date of Interview 11/20/03

Importance of Topic presented and the relationship to glucanogenesis. Christ gave all suggest the general tenor of a page of 8. Applicant to request reconsideration and reconsideration to be given in view of the writing examples.

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100. IDS	10/2/02



15.5

The undersigned gratefully acknowledges the courtesies extended by Supervisory Examiner Page to the undersigned and Ted Whitlock, Esq. during the Interview conducted at the USPTO on November 20, 2003.

A. Status of the Claims

Claims 5, 7-27, 29-30 and 43 are pending. Claims 1 and 4 have been cancelled. Claim 5 has been re-written into independent form. The dependencies of the dependent claims have been revised to reflect this change. The subject matter of claim 4 has been re-inserted as new claim 43. The upper limit of the T_{max} in claims 5 and 43 (7 hours) was changed from "7.0" to "7" in order that applicants are not limited to an absolute numerical upper T_{max} limit of 7.0 hours with respect to equivalents. Support for the number "7" is found directly from exemplified

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100. PTO-1449	7-8-02

Cheng et al

15.5

The Examiner considered the closest prior art to teach a T_{max} of 8 hours (the Cheng, et al. reference). The Examiner agreed that claim 5, which had an upper T_{max} of 7.0 hours and which value is directly supported by the working examples, is patentably distinct over the Cheng, et al. reference. The Examiner further agreed to consider the patentability of the broader range to 7.5 hours if applicants were to provide a working example of that value, as well.

In view of the deadline for filing this response and in order to expedite the prosecution of this application to issuance, claim 1 has been cancelled by virtue of this amendment and claim 5 has been modified into independent form. This is done without prejudice to applicants' ability to pursue the subject matter of claim 1 in a continuation application. This is also done without the intention that there be no range of equivalents beyond the numerical number of "7" with respect to the upper limit of the T_{max} range specified in the claims.

Amendment submitted on September 17,
PTO-1449 Form references cited

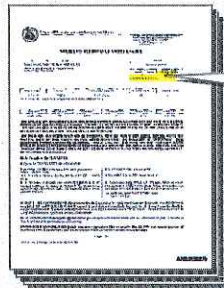
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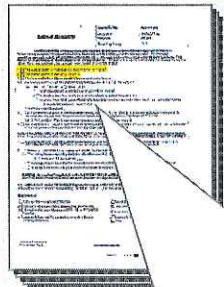
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DATE MAILED: 12/19/2003

#16

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- ☒ This communication is responsive to interview conducted 11/20/03.
- ☒ The allowed claim(s) is/are 1,4,5,7-27 and 29.

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Prepared by <u>LAG</u>	Tracking Number <u>05880889</u>
Date <u>11/2/04</u>	Week Date <u>10-29-03</u>
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18 / Reg Corrected Notice

18

January 8, 2004

A Notice of Allowance for the above-referenced application was mailed on December 19, 2003. Upon review of the Notice of Allowability and accompanying documents, Applicants' Attorney determined that certain claims that were indicated as allowable were cancelled (e.g., claims 1 and 4) and certain claims which were pending (claims 30 and 43) were not acknowledged in the Notice of Allowance. In addition, the four (4) pages of Form PTO-1449, which were submitted on September 17, 2001 together with the Information Disclosure Statement of the same date, and resubmitted with the amendment of November 21, 2003 to the United States Patent Office, have not been returned to Applicant initialed by the Examiner.

As requested by the Examiner a listing of the pending claims is provided below and the (4) pages of the above-mentioned Form PTO-1449 are included herewith.

7 hours


Applicants respectfully request that the Examiner provide a supplemental notice of allowance indicating the properly allowed claims

Clifford M. Davidson

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19/Letter

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In response to the Notice of Allowance dated December 19, 2003, Applicants respectfully request that the following clean claim set be published in the printed patent.

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SEP 08 2004

#1512

15.5

As requested by Examiner Micah Paul Young transmitted herewith is a duplicate copy of the amendment filed on November 21, 2003 in the above-identified case and the postcard stamped by the USPTO.

1512/Ex. 1
13 mg v. (C)

ok for
MAY

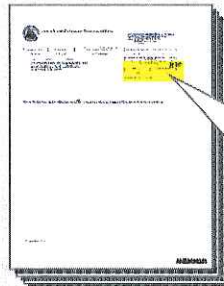
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YOUNG, MICAH PAUL.

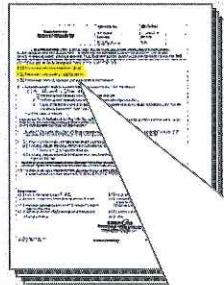
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ART UNIT

PAPER NUMBER

1615

DATE MAILED: 11/30/2004



1. ☒ This communication is responsive to 11/21/03.
2. ☒ The allowed claim(s) is/are 5, 7-27, 29, 30 and 43.

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